

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
COLUMBIA DIVISION**

Kirkendall Dwyer, LLP and John Doe,

Plaintiffs,

vs.

The South Carolina Commission on Lawyer
Conduct and The South Carolina Office of
Disciplinary Counsel,

Defendants.

Civil Action No. 3:20-2192-JMC

**DEFENDANT THE SOUTH
CAROLINA COMMISSION ON
LAWYER CONDUCT'S ANSWERS TO
LOCAL CIVIL RULE 26.01
INTERROGATORIES**

Defendant, The South Carolina Commission on Lawyer Conduct, by and through its undersigned counsel, answering Local Civil Rule 26.01 interrogatories, states as follows:

(A) State the full name, address and telephone number of all persons or legal entities who may have a subrogation interest in each claim and state the basis and extent of said interest.

ANSWER: None.

(B) As to each claim, state whether it should be tried jury or nonjury and why.

ANSWER: Nonjury. Plaintiffs' First Amended Complaint seeking declaratory and injunctive relief does not request a jury trial.

(C) State whether the party submitting these responses is a publicly owned company and separately identify: (1) each publicly owned company of which it is a parent, subsidiary, partner, or affiliate; (2) each publicly owned company which owns ten percent or more of the outstanding shares or other indicia of ownership of the party; and (3) each publicly owned company which the party owns ten percent or more of the outstanding shares.

ANSWER: The South Carolina Commission on Lawyer Conduct is not publicly owned.

(D) State the basis for asserting the claim in the division in which it was filed (or the basis of any challenge to the appropriateness of the division).

ANSWER: The Defendants are located in this district.

(E) Is this action related to any other matter (civil or criminal) filed in this district, whether civil or criminal? If so, provide (1) a short caption and the full case number of the

related action; (2) an explanation of how the matters are related; and (3) a statement of the status of the related action. Cases are related if they (1) arise from the same or identical transactions, happenings or events; (2) involve the identical parties or property; or (3) for any other reason would entail substantial duplication of labor if heard by different judges.

ANSWER: Upon information and belief, there is no other matter pending within the division.

(F) [Defendants only] If the defendant is improperly identified, give the proper identification and state whether counsel will accept service of an amended summons and pleading reflecting the correct identification.

ANSWER: N/A

(G) [Defendants only] If you contend that some other person or legal entity is, in whole or in part, liable to you or the party asserting a claim against you in this matter, identify such person or entity and describe the basis of said liability.

ANSWER: N/A

Respectfully submitted,

s/Susan P. McWilliams

Susan P. McWilliams Fed ID No. 3351

smcwilliams@nexsenpruet.com

Angus H. Macaulay Fed ID No. 5248

AMacaulay@nexsenpruet.com

Sara S. Svedberg Fed ID No. 11928

ssvedberg@nexsenpruet.com

NEXSEN PRUET, LLC

1230 Main Street, Suite 700 (29201)

Post Office Drawer 2426

Columbia, SC 29202

PHONE: 803.771.8900

FACSIMILE: 803.253.8277

August 31, 2020
Columbia, South Carolina

**Attorneys for Defendants The South Carolina
Commission on Lawyer Conduct**